

# UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. **8012-1018-1**

Only for new nonprovisional applications under 37 CFR 1.53(b))

**To the Assistant Commissioner of Patents**

Transmitted herewith for filing is the patent application of:

Inventors: **Satoshi OMURA, Yuzuru IWAI, Toshiaki SUNAZUKA and Tohru NAGAMITSU**

Divisional of U.S. Patent Application No. 10/088,965 filed on March 22, 2002. Application No. 10/088,965 is the national phase of PCT International Application No. PCT/JP00/05503 filed on August 17, 2000 under 35 U.S.C. § 371.

Title: **NOVEL PSEUDOERYTHROMYCIN DERIVATIVES**

Enclosed are:

☒ **53** Pages of Specification containing **22** claims

☒ **3** Sheets of formal Drawings ☒ Abstract of the Disclosure

☐ Submission of English translation of prior provisional application under 37 CFR 1.78(a)(5)

☐ Newly executed Oath or Declaration/Power of Attorney

☒ Copy of Oath or Declaration/Power of Attorney from a prior application (continuation/divisional)

☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied as indicated in the preceding box, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☐ Deletion of inventor(s). A signed statement attached deleting inventor(s) named in the prior application (see 37 CFR 1.63 (d)(2) and 1.33(b))

☐ Applicant claims small entity status under 37 C.F.R. § 1.27

☒ Application Data Sheet under 37 C.F.R. § 1.76

☐ Assignment Papers (cover sheet & document(s))

☒ An assignment to **THE KITASATO INSTITUTE** for parent application no. **10/088,965** was recorded on **July 25, 2002** at Reel **013126**, Frame **0859**

☒ Information Disclosure Statement (IDS) w/PTO-1449 - ☐ Copy of IDS citations

☐ Preliminary Amendment

☒ Itemized Return Receipt Postcard

☐ Certified Copy of Priority Document(s)

☐ Priority of \_\_\_\_\_ application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_\_.

☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a. ☐ Computer Readable Form (CRF)

b. Specification Sequence Listing on:

i. ☐ CD-ROM or CD-R (2 copies); or ii. ☐ paper

c. ☐ Statement verifying identity of above copies

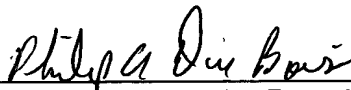
☐ Other Attachment: \_\_\_\_\_

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> (continued)	Attorney Docket No. 8012-1018-1
If a CONTINUING APPLICATION, check appropriate box, and supply requisite information below and in a preliminary amendment or in an Application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part of Prior Appln. # 10/088,965 Prior Application Information:    Examiner: <b>Elli PESELEV</b> Tech Center: <b>1623</b>	
<b>CORRESPONDENCE INFORMATION</b>	
<b>Customer Number:</b> <b>000466</b>	
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The filing fee has been calculated as follows:

FOR	NUMBER FILED	NUMBER EXTRA	SMALL ENTITY		LARGE ENTITY	
			RATE	FEE	RATE	FEE
BASIC FEE				\$375.00		\$750.00
TOTAL CLAIMS	<u>22</u> - 20 =	<u>2</u>	\$9.00	\$_____	\$18.00	<b><u>\$36.00</u></b>
INDEPENDENT CLAIMS	<u>4</u> - 3 =	<u>1</u>	\$42.00	\$_____	\$84.00	<b><u>\$84.00</u></b>
MULTIPLE DEPENDENT CLAIM FEE			\$140.00	\$_____	\$280.00	<b><u>\$0.00</u></b>
TOTAL SMALL ENTITY				\$_____		
					TOTAL LARGE ENTITY	<b><u>\$870.00</u></b>

- ☒ A Check in the amount of **\$870.00** to cover all fees is attached.
- ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to Deposit account No. 25-0120 in the name of Young & Thompson, as described below. A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17.

  
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PD/psf  
 Date: **September 17, 2003**